Previous references.

35

File No. ~~222~~ of 1897-98

1897-98

~~1902~~

Land Revenue

(~~Rev: Surv:~~.)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1–3

Memo for **PART B.** ~~**FOR**~~

Concurrence slip

Indexed

SUBJECT.

Draft Rules for the disposal of building sites in villages and towns not governed by Municipal Regulations

1. From the Dy Comr Tumkur No 694 of the 15.1.98
Solicits instructions as to whether it is unnecessary to grant certificates in form 8 appendix J. to the L.R. Rules in the case of building sites in villages disposed of by sale upon Darkhasts &c

2. To the Supdt Revi: Survey No. R. 3837 of the 3.3.02
Forwards the above with the office Notes and "Draft Rules for the disposal of Building Sites in villages and Towns not governed by Mcl Regulations" together with a file re "Taxing occupied vacant building sites" for his opinion on both the questions.

3. From the Supdt Revi: Survey No 680 of the 29.3.02
Submits his opinion on the two questions referred to him and says

G. R. S. 58.

Secretariat order on Letter No. 694 dt 15/1/98 from the Dy Commrs Tumkur, regarding the Grant of certificates to purchasers of building Sites in public auction

IX Note of References

Submitted.

I. Under Section 135 of the Mysore Land Revenue Code, Rule XXX A has been framed defining the powers of Amildars and Dy Amildars in the disposal of building Sites. In the Govt order Sanctioning the above rule, the Dy Commrs are required to exercise a close supervision over the proceedings of Amildars and Dy Amildars under that Rule.

II. In Govt Progs No 10528-36 R 7.92.96 dated 29th May 1897. rules have been laid down for the grant of building Sites in Hassan, Kadur, and Shimoga districts

III. Govt order No 1619-27 R. 1699 dt 6th April 1894 provides for the levy of assessment on vacant building Sites

IV Govt order No 1513-30
R.7.46-96
& 20th July 1896, authorizes the levy of a tax or quit rent on occupied vacant building sites in all Munic-ipal Towns, except Bangalore and Mysore.

V Govt order No 16819-26
R.7.215-92
& 6th April 1895 - prohibits the grant, without the previous Sanction of Govt, of building sites situate within half a mile of the boundary of any Railway Station (vide also order No 90-13-80 & 31-3-96 confirming R.3508 the above order).

VI In the Standing orders of the Board of Rev, Madras, certain rules have been laid down for the disposal of lands for building purposes in and outside village sites. Under these rules, forms have been prescribed for Title-deeds to be given to the grantees of building sites. But

no form is prescribed for Sale certificates – (vide page 513, Vol: I Supplement No V Standing order no. 37 and page 4, Vol: I, Supplement No VI Standing order no. 37.) —

VII. There is no Section in the Bombay L.R. Code similar to Section 135 of the Mysore Land Rev: Code However, rules have been framed for the grant of occupancy of building Sites. These rules authorize the grant of a permission only for the occupancy of building Sites. Such as is granted for the occupancy of lands for cultivation purposes. Please see Rules 23 to 28 both inclusive printed at pp 260 – 264, and Rules 34-36 printed at pp. 267 of Sathe's L. Rev: Code & the Rules framed thereunder.

In Note (1) to Section 126 of

the Bombay L.R.Code, it is stated that there is no objection to disposing of occupancies of building sites in accordance with the rules framed thereunder - (vide page 159 of Sathe's L.R.Code)

11/2/98

GOVERNMENT OF MYSORE

Order: —

Under Section 233 clause (1) of the Mysore Land Rev Code, the Govt of Mysore are pleased to issue the following ~~Notification~~ containing rules for the disposal of building Sites within the Sites of villages and towns other than Municipalities.

Notification.

The Govt of Mysore are pleased to direct that the following be substituted for Rule XXXA of the Mysore Land Rev: Rules:-

XXXA. The following rules are laid down for the disposal of building Sites within the Sites of villages and towns other than Municipalities:-

Submitted to Revenue Commissioner, Eastern Division.

Next order has been drafted in connection with the reference from Tumkur - but it will have a general application to all Municipal Towns in the State -

C
19/4/98

Seen by the Revenue Councillor, Eastern Division. Please see the Councillor's remarks in the margin.

See: 135.

C&R
18/10/99.

Office

Please put up a note on the General Notification - marked upon by the C

SA 19/10/99

Note put up - E.G. 20-10-99 15/11/99

1. In these rules, the terms "Amildar" and "Dy Commr" include respectively a "Dy Amildar" and a "Sub Division officer" also.

2. Nothing contained in these rules is intended to modify or annul the instructions already specially issued or hereafter to be issued regarding —

Pro: No. 10528-36/R-7-92-96 dt 29-5-97.

(a) the grant of Sites for building purposes in the Mahad Districts;

(b) the grant of unoccupied land within half a mile of the boundary of any Railway Station;

P.P. No. 16819-26/R-7-215-92 dt 6-4-95.
9073-80/R-3508 dt 31-3-96.

(c) the levy of assessment on occupied vacant building Sites; and

P.P. No 16919-27/R-1699 dt 6-4-94 Not to be imposed vide Sec 137 & Rule Clause (2).
" 1513-30/L-7-46-96 dt 29-7-96.

(d) the disposal of Sites in large towns & cities.

3.

Applications for building Sites. How to be disposed of —

Any person desirous of obtaining a building Site

within the limits of a Gram-
-tan may present a written
application to the Amildar.
The application shall con-
-tain among other parti-
-culars the boundaries and
the approximate area of
the Site applied for.

4. The Amildar on enter-
-taining the application
shall issue a notice cal-
-ling upon claimants, if any,
to ~~the Site~~ to come forward
and substantiate their
claims before him on the
date fixed, giving one month's
time from date of public-
-cation of the notice in the
village concerned. A copy
of the notice shall be ~~fixed~~
affixed in the village Chavadi
and also in some conspicuous

part

of the Taluk Cutcherry.

5. If any claim be preferred, it shall be only heard and disposed of by the Amildar under the provisions of Chapter XII of the Land Revenue Code. If no claimants come forward on the day fixed or when the claim preferred is decided finally against the claimant, the Amildar shall, ordinarily, proceed to sell the Site by public auction on a day to be fixed giving not less than 7 days' time from date of publication of the notice of sale, which shall be published in the manner ~~required~~ described in para 4 above. The Sale notice shall, as far as ~~necessary~~ practicable, be in the ~~Form~~ no. 7 prescribed in Appendix J; ~~and among other matters~~ it shall provide for the Sale of Sites above an upset price

I submit a draft notification & 2nd Copy for 2 or 3 days

Subd 15/2nd Cr on 11/11/98

Regarding form for proclamation of sale see Record Standing Order No 52 of 1898-99.

in addition to Circulars

GOVERNMENT OF MYSORE

to be fixed in each case under the general or Special orders of the Dy Commr. with due regard to the position, local value &c. of the Sites concerned.

※ Provided, however, that in exceptional cases in which the Sale of the occupancy of building Sites by auction is not considered expedient, the Amildar shall make a report to the Dy Commr. who may in his discretion direct the Amildar to dispose of the occupancies of such Sites by private arrangement, either upon payment of a price to be fixed by the Dy Commr, or without charge, as he shall deem fit.

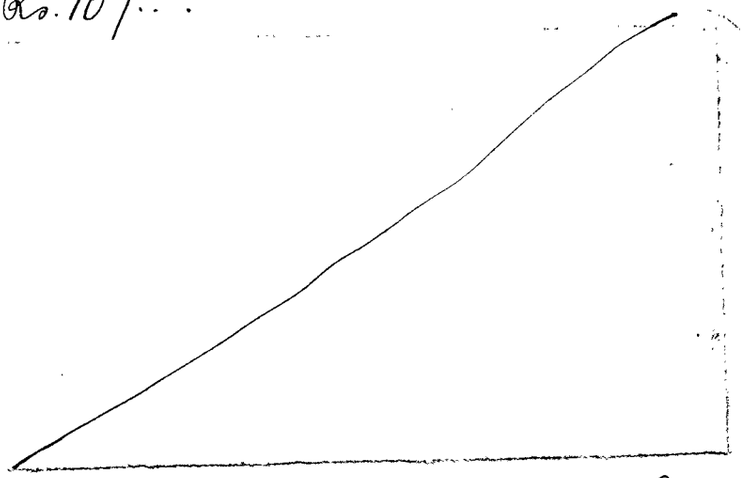
※

6. When the value of the Site according to the upset price is less than Rs. 50/-, the Sale may be conducted by the Sheikdar, Sales of Sites the value whereof is Rs. 50/- and upwards being held by the Amildar or the Taluk Sheristadar under the orders of the Amildar.

7. The Sale ~~Should~~ shall generally be held in the village in which the Site is Situated. In Special cases, it may take place at the Head Quarters of the Taluk.

8. Sales of Sites under these rules require the confirmation of the Amildar when the Sale

proceeds are Rs. 10 and under,
and of the Dy Commrs
when they are ~~upwards of~~ a sale
Rs. 10/...



Q. 9 Sites should be granted under these rules for building purposes to bonafide applicants in accordance with a scale to be fixed by the Dy Commrs with reference to the requirements of their Disbricts and subject to the conditions embodied in the Title-deed to be granted under para 10 below. The Scale may be drawn up or altered by Dy Commrs at their discretion but the following may serve as a guide:—

The extent of ~~each~~ a site to be granted for building purposes shall be fixed by the Dy Commrs in accordance ~~with the~~ for the different tract in his District in accordance with the Condition of each tract

Page 53. Supplement No. V. Vol. I of the Standing orders of the Board of Revenue.

To Pattadars paying Kandayam of Rs. 50 and upwards for a house and Gittal attached thereto. } 10 guntas

GOVERNMENT OF MYSORE

To other Pattadars - 5 guntas.

To non-Pattadars - 4 guntas.

If a larger extent than what is allowed in the scale, is applied for, the Sanction of the Dy Commr. should be obtained before the Site is advertized for Sale.

10. When the Site has been disposed of either by public auction or otherwise as directed in para 5 Supra, and the purchase money, if any, has been fully recovered, the land granted should be demarcated and mapped in such a manner that the purchaser or the applicant, as the case may be, may clearly know the exact position and extent of the Site granted to him.

A list of the boundaries fixed

fixed and the original map prepared showing the boundaries and the extent should form part of the record. In every case of a building site disposed of by sale or otherwise, a Title-deed should be granted to the person concerned in Form no. 1 Appendix I.

11. In every case of disposal of a building site, the occupancy only, and not the full proprietary right in the soil should be granted.

12. Whenever a new village site is established in lieu of, or in extension of a former one, such new site shall in the first instance be carefully marked out in convenient lots and mapped in such a manner that persons desirous of becoming occupants may clearly know what plots are available, due provision

⊗ (Vide Rule 28 of the Rules framed under the Bombay Land Rev Code)
Page 264 of Sathe's L R code -

being made in the plans for roads and approaches and access of air and light, having regard to Sanitary requirements. These plots will be disposed of in accordance with the foregoing rules; Provided however that when any Such plot or plots are given in exchange for any plot or plots abandoned an agreement Shall then be taken in Form No. 3, Appendix I, from each registered occupant previous to his being permitted to enter upon occupation of the Same.

13. The occupancy of Such building Sites as are not covered by the foregoing rules, and regarding which no Special orders have been issued by Govt., Shall be disposed of in Such manner

for Such period, and Subject to Such Special conditions, if any, as the Dy Commr may, Subject to the orders of Govt, deem fit.

14. A Register Should be maintained in Form no. 2 Appendix I, Shewing the grants of building Sites made in each village or town under the foregoing rules.

Secretary

To.
The Dy Commrs of Districts
" Supdt: of Revenue Survey

Copy of the Notfn only to the Compiler, Mysore Gazette, for publication in English and Canarese.

Appendix I.

Form No 1 referred to in para 10 of Rule XXXA.

Title-Deed for the occupancy of building Sites.

The Govt of Ellepore.

To.

in the village of ....
.....
..... Taluk.
..... District.

Whereas under the rules for the disposal of building Sites, the land Specified in the Schedule hereunder written has been granted to you (× by Sale in public auction, or otherwise, you being the highest bidder under the terms & conditions of the Sale), (and whereas you have paid into the Govt Treasury the full Sum of the purchase

× Note - Here state how the Site is granted. If by Sale by public Auction, the info provided for shd be given. If given for an upset price, it shd be stated & the price pd & Credited mentioned -

money amounting to
Rs.), I the Dy
Commr of ..... district
acting under the authority
of the Govt of Ellypore, do
hereby confirm the grant
of the said land to you
viz, ...
your heirs, personal re-
presentatives and assigns
in permanent property
Subject to the provisions hereinafter mentioned: viz:—

(i) ~~Provided~~ that the terms of your lease are such that your occupancy is both transferable and heritable, will be continued by the Govt of Ellypore without any objection or question ~~as to title~~, to whosoever shall from time to time be the lawful holder, (subject only to the condition of the payment annually of the assessment, if any, of the said land according

to the provisions of the Mysore Land Revenue Regulation or of any other law for the time being in force, and to the liability to have the said rate of assessment revised at the expiration of a term of ..... years reckoned from the ..... and thereafter at successive periods of ..... years in perpetuity and to the necessity for compliance with the provisions of the law from time to time in force as to the time and manner of payment of the said assessment, and to the liability of forfeiture of the said occupancy and of all rights and interests connected therewith, in case of your failure to pay the said assessment as required by law).

(ii) That this title-deed vests in you the right of occupancy only and not full proprietary right in the soil.

(iii) That this title-deed shall in no way affect the liability of the said land to such rates or taxes, other than land revenue, if any, as are or as may be imposed by law whether for General, Municipal or other local purposes.

(iv). That nothing contained in this title-deed shall affect the existing or customary rights of Govt or of proprietors of lands adjoining or lying near the said land in all existing roads and paths and in streams of water bounding the said land.

(v) That you or other lawful owner of the said land shall at all times hereafter at your or his own expense repair & maintain in good order the boundary marks, if any, erected round and in the said land, failing which it shall be lawful for the Govt, after due notice,

to cause the repair of the boundary marks to be carried out and to recover the Cost of such repair as a revenue demand from you or other lawful owner

Taluk	Hobli	village	Description of Site.	Survey No. of any.	Extant.	Boundaries.	How granted.		
							By Sale in Publication for Rs.	For an upset price of Rs.	Free of cost.

Dated this day
of 18.

By order of the Govt
of Mysore

By Commr.
District.

Appendix I.

Form No 2 referred to in para 15 of Rule XXXA

Register of grants of building Sites –

Taluk	Hobli	village or town	Description of Site	Survey No. of any	Extent	Boundaries	Name of the grantee	How granted. By Sale in public auction on –	How granted. How much per sq. ft.	How granted. Fee of charge.	No & date of Order of Council	Remarks, if any.

Note. Each entry in the Register should bear the initials of the Amildar with dates.

Appendix II.

Form No 3 referred to in para 13 of Rule XXXA.

Form of agreement to be executed by villagers removing to a new village Site.

Agreement executed the Day of 18 by

.....

resident of ..... village in the Taluk of .....

..... District

Whereas Govt have been pleased to sanction a change being made in the position of the Site of the village of ..... in the Taluk of ..... District, and in pursuance of such sanction the following plot of ground has been allotted to me in the new Site in exchange for the ground held by me in the old Site, namely the piece of

land bounded as follows, that is to say, on the North by ..... , on the South by ..... , on the East by ..... , on the West by ..... , measuring ..... in length from North to South, and ..... in width from East to West & Comprising about ..... Square ..... in Superficial area and numbered No. ..... in the ..... .

I do hereby agree, in consideration of the allotment to me of the new piece of land aforesaid, as follows namely:—

(1) That all my right, title, and interest in any land whatsoever, Situate within the old Site of the said village, Shall be deemed to be, and is hereby Surrendered to Govt, together with the trees Standing thereon, and all rights over or other benefits arising out of, or enjoyed by me; in

respect of the said land;

(2) That I shall hold the piece of land aforesaid in the new site from the date of this agreement on the same terms and with the same rights and subject to the same liabilities as would apply to my tenure of the ground held by me in the old site, if I continued to be the holder thereof.

In witness whereof I have hereto set my hand the day and year aforesaid.

Written by

Signed. (A.B.)

Signed & delivered by . . . . .
. . . . . in our presence.

. . . . . .

. . . . . .

XI

Supd Secretary

I herewith send a printed Copy of the (Draft) Revised L.R. Rules for reference. The Rules are pending before the Council, as some of the Govts' opinions have not yet been received.

2. Rules 48-52 in the Revised Draft deal with the grant of building sites. These rules do not refer to the question of assessing occupied building sites but only deal with the grant & assessment of unoccupied building sites.

3. I find from the papers that there are two questions

or papers for decision.

One is the Junkin

D'Court's letter No 694

D 15/1/98 regarding

a point of procedure in

the sale of unoccupied

sites. Some rules meeting

the point raised by the D'

Court as well as other points

were drafted. These rules

unfortunately - I do not see whether

it was necessary - referred to

the question of assessing occupied

sites

I do not think it necessary

to deal with the question

of the legality of assessing

occupied sites in connection

with the D'Court's reference

4. The other paper or latter

batch of papers be

The Draft Revised L.R. Rules do not settle the point raised by the D'Court but the point is very trivial

Some petitions pour the
Ladies Dt. complaining
of the heaviness of the
Local assessment & the
assessment on occupied
building site

The Govt. gave some reply
at the Dasara meeting of 1899
promising a reduction
but it is not clear if
a formal proceeding
has been issued

Hee, Dasara reply leaves
open the question about the
legality of assessment
by promising "In cases
in wh the tax is leviable" ^

^ In the reply as printed
in the Dasara Proc. 1899
it is said "will be separately
published"

28/1/01

XII

GOVERNMENT OF MYSORE

Page 2 of Office note dy 15/III/99 re tax on vacant land & sites.

Revn R-Dis query "Do the Secretary satisfied with this reasoning?".

Subd. X

Building Sites are land liable to the payment of land revenue - Vide section 45 and 48 of the Revenue Regulation - Section 137 exempts from the payment of land revenue, lands wholly or partially exempt from the payment of land revenue at the time of the introduction of the New Regulation".

The fact that land revenue was not really being levied on building sites does not seem to make any difference. The question is their liability or otherwise to the payment of land revenue and not the fact of actual levy - the words were they exempted" or "what reason" I cannot consider the reasoning in the office note unsound - But I would prefer to base my justification of the order of 6th April 94 on a more unassailable ground - I think "all lands

I fear this reasoning will not satisfy the working & existing exemptions are confirmed

[illegible] for [illegible]
[illegible] "Land [illegible] used for
any other purpose
in Canada. By the agreed
Exception 48 & 49 Vict.
No 116 & Statement laid
before Parliament in
in the Session held in
Canada 1885 & 1886
Con. Stat. Can. Cap. 54
Sec. 95 & 96 Vict. Cap. 26
Sec. 1 & 2

Lands dedicated
for Common
Purposes are
exempt from
Taxation
by the
Provincial
Legislature
Ontario
Statutes
1892 Cap. 24
Sec. 7 (2)

Lands vested
in Trustees
for Religious
Societies
Ontario
Statutes
1892 Cap. 24
Sec. 7 (3

The Revenue Portfolio of the Kaitaia Div has been changed hands —

Ceased to [illegible]
[illegible]
30/1/01

RD 5.2.01.
Kaitaia

Received back from the Secretary Revenue on 31.8.01.
Submitted to the
1st Councillor
31/9/01

RD
4/9/01
551

Please put this up with the file relating to buying vacant sites & Send the Solicitor to Col Grant for favour of opinion - I have noted on the draft Rules at different times. The reasons for passing the

Hm
22/2

1894 and given in
the Secretary's marginal
Remarks. I have
~~Lee~~ not been reasons
& change the Union
which I have held
all along ever since
the Order of 1894
came first to
my notice. It will
be noted that the
order purports to
have been passed
under Sec 48(4). I
do not see how
this is applicable
apart from the
declaration contained
in sec 37 clause
(4) 2 that existing
exemptions of building
sites are confirmed

XIII

GOVERNMENT OF MYSORE

Note Submitted with reference to certain queries put by the Rev: Councillor Eastern Division on the draft order containing Rules for the disposal of building Sites.

X

Reference

Clause (c) of para 2 of the draft Notification -

"Levy of assessment on occupied vacant building Sites"

Govt. Pro: Nos 16919-27 & 1699 & 6.4.1894 and 1513-30 & 29-7-96. L.7.46-96

Councillor's query.

Are not these Prop^s opposed to Section 137 clause (1) Land Rev: Code.

(1). The order of April 1894 directs the levy of a fair assessment on occupied vacant building Sites, on the ground that they have not been appropriated for the purpose for which they were originally assigned and that consequently rent-free additions have to be made to the existing village Site from assessed lands to the loss of revenue to Govt, from time to time.

This order does not seem opposed to Section 137 clause (1) of the Mysore

gives that such lands
as were held exempt from
payment of Land Rev:
at the time of the introduction
of the L.R. Code should
be confirmed as having
been exempt from pay-
-ment of Land Rev:. ~~for the reasons~~ ——

(Is the Secretary satisfied with this reasoning?

VPM

2. Lands assigned for building
purposes are liable to pay
Land Rev: under the following
provisions of the Code ——

(1) Under Section 45, all
land whether applied to
agriculture or other pur-
poses and wherever situate
is liable to the payment
of land revenue to Govt according to the rules,
except such as may be
wholly exempted under
the provisions of any
Special Contract with
the Govt or any law for
the time being in force ——

~~(2) Section~~ Section 45 of
the Bombay Land Rev: Code
which corresponds to Sec: 45

This is a general section but Sec 137 clause(1) — 2ndly exempts lands in village sites which were exempt at the time of passing of the L.R. Code.

an additional provision
to the following effect:-
"But nothing in this Act
"shall be deemed to affect
"the power of the legislature
"to direct the levy of revenue
"on all lands under what-
"-ever title they may be
"held whenever and so
"long as the exigencies of
"the State may render
"such levy necessary."

(2) Under Section 48 of the Mysore Land Rev: Code, land revenue is chargeable upon land appropriated for building sites.

(3) Under para 3 of Section 48, when any land which is situated in an unalienated village, has been allowed by Govt to be held free of assessment or on a reduced assessment on condition of its being appropriated to one purpose it shall become liable to be charged with full assessment, if at any time it ceases to be appropriated for such purpose.

See remarks against para 2

This is inapplicable to the present case.

(4). Section 134 of the Mysore Land Rev: Code provides for lands being set apart for building Sites within the limits of villages, towns and cities. Under Section 135 it shall be lawful for the Dy Commr to dispose of lands set apart for building Sites under Sec: 134, in such manner as may be directed by rules which the Govt may, from time to time, frame in that behalf, either subject to or exempt from liability to payment of land revenue, as may be directed by such rules.

But this rule is inapplicable

(5) The orders of the Bombay Govt, printed under Rule 27 of the Rules under the Bombay Land Rev: Code, shew that Govt have power to assess building Sites when circumstances may require the adoption of such a course -

vide page 263 of Sattis Land Rev: Code —

X

Para 5 of the draft Notfn.

"The Sale notice shall as far as possible be in form No. 7 prescribed in Appendix J".

Councillor's query.

Regarding form for proclamation of Sale See remarks in appeal No. 52 of 1898-99" —

Para 11 of the Notifn.

"In every case of disposal of a building site, the occupancy only and not the full proprietory right in the soil should be granted" —

Councillor's query.

Where was this taken from"?

Note.

Mr Thyagaraja Iyer says that he submitted a note with draft Notfn to 2d Councillor on 11.11.99.

This was taken from Rule 28 of the Rules under the Bombay L.R. code. (vide page 264 of Sattis L.R. code)

Submitted
Secretary
15/11/99

Bring this up in Committee on the Revision of Rules

28/5/1900

Noted by Hon'ble Mr Chamier

Noted by Hon'ble Mr E Drury

19/11/99
Gurdwara
408

16-11-99.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Submitted

The question which is stated to be pending disposal is the enquiry made by the Dy Commr Lankur in his letter No 6940 of the 15th Jany 1898 as to whether ~~the~~ it ~~was~~ is necessary to grant certificates in form 8 appendix J. of the Land Rev. Rules in the case of building sites in villages disposed of by sale upon ~~dark~~ khast. The question ~~of~~ re the grant of assessment of unoccupied Vacant buildings has been dealt with in Rules 48 to 52 of the Land Rev Rules. These rules do not say anything about the grant of certificates as ~~no~~ stated. The ~~grant~~ form No 8 of appendix J. shews that such certificates are to be given only in case of lands sold for arrears of Revenue. ~~These cert~~

But in the case of lands darkhasted and sold in auction no such certificate is prescribed but in the permission (⊗) granted for occupancy the details shewn in the form No 8 appendix J

N. B.—Should routine notes be written on small Slips, the notes must be copied, or slips pasted on this form.

MGCPB—30,000—20-2-05

(⊗ Appendix D. 142)

certificates in the form
stated seems to have
been prescribed in the
case of lands sold for
arrears of Revenue in
as much as it is not necessary to grant
permission
for occupancy under
appendix D to Landless
Rules. This question
which is stated to be
pending has been
stated to be a trivial
one and as such it
has been overlooked
in Govt Bro no R724-34
R782-96-7
dt 29/8/03 which lays
down rules for assessing
occupied vacant building
Sites in villages and
towns where there are

G.R.S. 13]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

no regularly constituted municipalities. At this Order was passed in August 1903, the ~~letter under reference~~ point raised in the letter under reference was not considered separately probably as it was thought unnecessary; ~~As~~ Besides as per Rule 54 a permit is separately granted for lands sold on darkhast, the grant of a certificate separately seems unnecessary. Under such circumstances orders are solicited as to whether the reference may be filed

28/5/05

The correspondence began in 1898 and the new land revenue rules came into force in 1901 laying down the provisions regarding the grant & the manner of occupation of Government waste lands. No orders appear called for on the papers referred to by Govt's reference docket No: 696 of 1898. The matter will be submitted to the Govt Secy. if so directed by the Secy.

29/5

Please show the Govt of the Govt Secy.

30/5/05

Submitted for orders of the Govt Secy

30/5

No useful purpose will be served by reopening the question. Appendix D to the L.A. Rules governs cases of the kind & provides for such cases. The correspondence may be

N. B.—Should routine notes be written on small Slips, the notes must be copied, or slips pasted on this form.

MGCPB—30,000—20-2-05

Submitted for orders.

26/1/98 The existing practice may, if approved, be ascertained from the Dy Comrs.

The necessity for this reference is not apparent.

The form is prescribed under rule 41, para 13. and is to be used only in the cases of immovable property sold in realization of Land Revenue.

Section 135 of Mis L. Rev Code deals with Disposal of Building Sites

Under sec. 233, cl. (L), Govt may make rules for the disposal of B. sites.

Such rules have not yet been framed.

As regards existing occupancies of B. sites, every holder there of is entitled to a Grant in the form of Schedule G attached to the Land Rev-Code.

27/1/98

The best thing would be to frame a few simple Rules for Granting building sites & premia thereon for the grant

(General Serial No. 30.)

8:1 VIII 1897-98

From The Deputy Commissioner Tumkur District

To The Secretary to the Govt of Mysore, Genl & Rev. Depts.

Dated 15th
Despatched 20th } January 1898
Received

Enclosures No.

General No. 694
No.

Soliciting instructions as to whether it is necessary to grant Certificates in form G. Appendix J. to the Land Revenue Rules in the case of building sites in villages disposed of by sale upon Darkhast &c.

Dy Comr Tumkur
21.1.98

RD 25/1

Central Jail Press, Bangalore.—6-3-97.—10,002.

No 694

Tumkur District
Deputy Commissioner's Office
Camp Turvekere Dated 15th January 1898

To,

The Secretary to the
Government of Mysore
General and Revenue Departments

Sir,

I have the honor to solicit instructions as to whether it is necessary to grant certificates in form no 8, Appendix J, to the Land Revenue Rules, in the case of building sites in villages disposed of by sale, not for arrears of revenue but upon Darkhast. Sections 187 and 188 of the Land Revenue Code under which the form above referred to has been prescribed seems to apply only to immovable property sold in satisfaction of arrears of revenue, but I see no objection to the grant of certificates in the said form for building sites sold by Govern-

-ment, in cases in which the purchasers apply for them and produce the required stamp paper.

I have the honor to be
Sir
Your most obedient Servant

Mr Narain Das

Deputy Commissioner
Tumkur District

Mr

letter heads - the form of the letter should also be prescribed - Model draft terms & Enclosures - Refer to Bombay architects Draft 28-1-98

Submitted with a note of reference.

28
10/2/98

Rules - Drafted - Vetted - & Submitted to Secretary

11/4/98

Q:2/

To

The Supt. Rev: Survey

Dated 3/3/02

3

No. R 3837

R.F. 82-96

Has the honor to forward herewith, this Office file of Papers No. 82 of 1896-97, about "Leasing occupied vacant Building Sites", with an office note, and another file of Papers about Draft Rules for the disposal of Building Sites in villages and towns, not governed by municipal Regulations, and to request that the Superintendent Revenue Survey may be good as to favour Govt with his opinion on both the subjects under consideration

For original see L.R. 82 of 96-97 Sleeve

By Order

(signed) 27/2/02

for Secretary

Copy of the letter from* 37

* For original see L.R. 82 of 96-97

The Supt. Rev: Survey No. 680 dt. the 29th March 1902 (extracted from the printed Copy of "Select papers relating to the question of Assessing Vacant building sites" put up with ~~Rev: Proc.~~ Land Rev: 82 of 1896-97)

Letter No. 680

From the Superintendant of Revenue Survey in Mysore Bangalore dated 29th March 1902

To The Secretary to the Govt. of Mysore Gen. and Rev. Departments.

Sir

1. I have the honor to acknowledge receipt of your letter No. R. 3837—R.T. 82-96 dated 3rd March 1902 forwarding office file No. 82 asking me for my opinion on the subject of taxing occupied vacant building sites" and also upon the subject of appropriate draft rules for the disposal of building sites in villages and towns not governed by Municipal Regulations.

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16. As regards the second question upon which my opinion is asked for I would observe that the draft rules for the disposal of building sites appear to have been drawn up prior to the publication of the present Rules under the Land Revenue Code and a great deal of the detail

of the former find place in the latter. If rules over and above those appearing in the Rules under the Land Revenue Code are considered necessary I would suggest a fresh draft being prepared.

17. I beg to return the files received with your letter under reply

I have the honor to be
Sir
Your most obedient servant
(Signed) J. P. Grant
Supt. Mysore Revenue Survey.